



## U.S. Department of Justice

United States Attorney  
Northern District of New York

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May 24, 2013

Hon. David N. Hurd  
United States District Judge  
Room 300, U.S. Courthouse  
10 Broad Street  
Utica, NY 13501

Re: *United States v. Robert Lawrence*  
Criminal Action No. 92-CR-35 (DNH)

Dear Judge Hurd:

On February 22, 2013, the public defender filed a motion pursuant to 28 U.S.C. § 2255 to vacate the sentence imposed on Robert Lawrence in connection with his conviction for the October 30, 1990 murder of DEA task force agent Wallie Howard. The court has scheduled a motion response to be filed by the Government by May 28, 2013 with the motion returnable on submit on June 14, 2013. For the reasons stated below, the Government respectfully requests that the Court allow the Government to submit its response to this motion on June 14, 2013.

Since the filing of the motion, the Government has requested the return of a voluminous number of files from the Federal Records Center which are under review. The undersigned has also been involved in the preparation and trial of *United States v. Zhang*, which concluded on May 14, 2013. This past month, I have been away from the office with the illness and ultimate passing of a close family member.

For the above reasons, the Government respectfully requests an adjournment for filing its motion response until June 14, 2013.

Respectfully submitted,

RICHARD S. HARTUNIAN  
United States Attorney

/s/ *John G. Duncan*  
By: John G. Duncan  
Executive Assistant U.S. Attorney

cc: Lisa A. Peebles, FPD